

## **MINUTES**

### **CIVIL SERVICE COMMISSION MEETING**

**Wednesday, July 20, 2016, at 9:30 a.m.**

522 Kenneth Hahn Hall of Administration  
Los Angeles, California 90012

### **9:30 A.M. CLOSED SESSION**

**Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.**

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:32 A.M.

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### **10:00 A.M. AGENDA**

RECONVENED THE MEETING AT 10:15 A.M.

COMMISSIONERS PRESENT: AFRIAT, DONNER, HERNANDEZ, KAHWAJIAN, NIGHTINGALE

Minutes of the meeting of Wednesday, July 13, 2016, for approval  
APPROVED; COMMISSIONERS HERNANDEZ AND NIGHTINGALE ABSTAINED.

Consideration of Consent Calendar  
ADOPTED

Unfinished Business

1. *Petition of **RAFAEL CALVO** for a hearing on his seven (7) day **suspension**, effective September 22, 2015, from the position of Senior Grounds Maintenance Worker, Department of Parks and Recreation, **Case No. 15-278.***  
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, DALE G. NOWICKI, TO SUSTAIN THE DEPARTMENT.

Unfinished Business (continued)

2. *Petition of **BEATRICE EGBUNIWE** for a hearing on her **discharge**, effective March 6, 2015, from the position of Nursing Assistant, Sheriff's Department, **Case No. 15-85**.*  
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, ROBERT M. CUEN, TO SUSTAIN THE DEPARTMENT.
3. *Petition of **JUAN FERGUSON** for a hearing on his **discharge**, effective March 26, 2015, from the position of Supervising Children's Social Worker, Department of Children and Family Services, **Case No. 15-118**.*  
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JENNIFER GARDNER, TO NOT SUSTAIN THE DEPARTMENT IN THE DISCHARGE AND IMPOSE A REDUCTION.
4. *Petition of **OSCAR LOPEZ** for a hearing on his ten (10) day **suspension**, effective March 16, 2015, from the position of Social Worker, Department of Public Social Services, **Case No. 15-84**.*  
OVER-RULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, AUBREY ELLIS, TO SUSTAIN THE DEPARTMENT. COMMISSIONER NIGHTINGALE DISSENTED.
5. *Petition of **CHARLES TOVAR** for a hearing on his **discharge**, effective October 27, 2014, from the position of Phlebotomy Technician I, Department of Health Services, Olive View-UCLA Medical Center, **Case No. 14-366**.*  
OVER-RULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, IRENE P. AYALA, TO SUSTAIN THE DEPARTMENT.

New Business

6. *Petition of **SHAWN GALLAGHER** for a hearing on his six (6) day **suspension**, effective May 13, 2016, from the position of Fire Fighter, Fire Department, **Case No. 16-132**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

New Business (continued)

7. Amended petition of **SANDRA OCEGUEDA** for a hearing on the Director of Personnel's denial of her appeal of the **performance evaluation** and **Appraisal of Promotability score** received in the examination for Appeals Hearing Specialist, based on her claim of a Civil Service Rule 25 violation, **Case No. 16-53**.  
DENIED. THE COMMISSION VOTED TO SEAL THE MEDICAL RECORDS.
8. Amended petition of **TAFT ROBINSON** for a hearing on his **improper promotion** and **unequal salary** in the position of Training Coordinator/Staff Trainer, Department of Children and Family Services, based on his claim of a Civil Service Rule 25 violation, **Case No. 16-26**.  
DENIED. (NO ONE APPEARED FOR THE PETITIONER.)

Miscellaneous

9. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.  
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 10:58 A.M.

## CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

### Unfinished Business

10. *Petitioner's request for a hearing on his seven (7) day **suspension**, effective October 5, 2015, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 15-282.***  
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, ROBERT D. STEINBERG, TO NOT SUSTAIN THE DEPARTMENT AND IMPOSE A WRITTEN REPRIMAND.
11. *Petitioner's request for a hearing on his **discharge**, effective December 16, 2014, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 15-1.***  
OVER-RULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, STEPHEN BIERSMITH, TO SUSTAIN THE DEPARTMENT. COMMISSIONERS HERNANDEZ AND NIGHTINGALE DISSENTED.
12. *Petitioner's request for a hearing on his **discharge**, effective August 27, 2013, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 13-433.***  
CONTINUE AT THE REQUEST OF LESLIE WILCOX, ATTORNEY FOR THE PETITIONER, IN ORDER FOR HER TO BE PRESENT.

### New Business

13. *Petitioner's request for a hearing on his fifteen (15) day **suspension**, effective June 6, 2016, from the position of Deputy Probation Officer I, Probation Department, **Case No. 16-130.***  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
14. *Petitioner's request for a hearing on his **discharge**, effective April 27, 2016, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 16-128.***  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
15. *Petitioner's request for a hearing on her **suspension**, from the position of Sergeant, Sheriff's Department, **Case No. 16-137.***  
CONTINUE AT THE REQUEST OF THE EXECUTIVE DIRECTOR, FOR PROPER NOTICING.

**CLOSED SESSION (continued)**

New Business (continued)

16. *Petitioner's request for a hearing on his **discharge**, effective May 20, 2016, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 16-138.***  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 11:44 A.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 11:45 A.M.

Legal Advisors:  
Ed Lewis  
Melodie Larsen

Head, Civil Service Commission:  
Steve Cheng

Head Commission Specialist:  
Luz Delgado

APPROVED BY THE CIVIL SERVICE  
COMMISSION ON JULY 27, 2016

A handwritten signature in cursive script that reads "Lawrence D. Crocker".

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Lawrence D. Crocker  
Executive Director